

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Michael Mahoney et al.

Application No. 10/579,146

Confirmation No. 8927

Filed: May 12, 2006

Art Unit: 3733

For: **SYSTEMS AND METHODS FOR SPINAL
SURGERY**

Examiner: Not Yet Assigned

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being filed with the U.S. Patent and Trademark Office via EFS Web on the date shown below.

Dated: February 22, 2007

Signature: _____

(George A. Xixis)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed December 22, 2006, Applicant respectfully submits Part 2 – Office Copy of Notice, Declaration for Patent Application executed by all inventors, and Supplemental Application Data Sheet.

The large entity surcharge fee is being charged herewith via credit card. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 101896-474.

Dated: February 22, 2007

Respectfully submitted,

By 

George A. Xiris

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/579,146	Michael Mahoney	101896-474

INTERNATIONAL APPLICATION NO.

PCT/US05/04136

LA. FILING DATE	PRIORITY DATE
02/09/2005	02/09/2004

21125
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BOSTON, MA 02210-2604

CONFIRMATION NO. 8927

371 FORMALITIES LETTER



OC000000021710173

Date Mailed: 12/22/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/12/2006
- Copy of the International Search Report filed on 05/12/2006
- Request for Immediate Examination filed on 05/12/2006
- U.S. Basic National Fees filed on 05/12/2006
- Priority Documents filed on 05/12/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://spportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/579,146	PCT/US05/04136	101896-474